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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Mark ALLMEN et al.

Art Unit: 2621

Application No: 09/809,036

Examiner: Behrooz M. Senfi

Confirmation No: 5594

Filed: March 16, 2001

Atty. Docket No: 37112-167615

For: BIT-RATE ALLOCATION SYSTEM FOR
OBJECT-BASED VIDEO ENCODING

Customer No: 26694
PATENT TRADEMARK OFFICE

REQUEST FOR REFUND

MS Refunds
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On November 27, 2007 and December 14, 2006, Applicants paid and filed an Issue Fee and Request for Continued Examination (RCE) in the above-identified patent application. Upon the filing of the Issue Fee and Request for Continued Examination (RCE), Applicants submitted Fee Transmittals (Form PTO/SB/21) with charges of \$1,440 (Issue Fee), \$790 (RCE), and excess claims fee of \$100 to Applicants' Deposit Account 22-0261. On November 28, 2007, and December 15, 2006, our deposit account was charged fees of \$1,440, \$790, \$100 for these submissions. Copies of the Applicants Patent Prosecution Receipt of Filing stamped November 27, 2007, and December 14, 2006 and the respective Fee Transmittals (Form PTO/SB/21), indicating payment of the \$1440, \$790, and \$100 are attached. A statement for the Deposit Account No. 22-0261 indicating that \$1,440, \$790 \$100 was charged thereto on November 28, 2007 for the Issue Fee, and December 15, 2006 for the Request for Continued Examination (RCE) and excess claims fee is also enclosed.

Adjustment date: 10/09/2008 BPowell
12/15/2006 JADD01: 00000050 220261 09809036
02 FC:1202 100.00 CR

10/09/2008 BPowell 00000001 001935 11329297
Sale Ref: 00000001 DAH: 001935 11329297
01 FC:2501 720.00 DA

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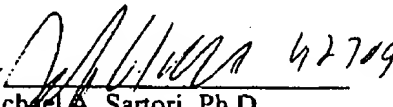
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Applicants hereby submit that this charge was made in error as the instant application claims small entity status. Applicants therefore respectfully request a refund in the amount of \$1,165. Please refund the \$1,165 fee by crediting the refunded amount to our Deposit Account No. 22-0261, and notify the undersigned accordingly.

Dated: 10/3/02

Respectfully submitted,

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